	TRANSMITTAL LETTER Case No. 3086/1435 (NP 4070)									
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10/700, Inventor		Nove	ember 3, 2003	No	ot yet assigned	16	623			
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EM'	Small entity st submitted.	atus of this	application under	37 CFR § 1	.27 has been establ	ished by ve	erified	statement pr	eviously	•••
	Applicant claim	s small entit	ty status. See 37	CFR1.27.					. LUE	IVED
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	Applicant claims	s small entit	y status. See 37	7 CFR1.27.			F	REC	CEIVE	D
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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope, with sufficient postage, addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

April 2, 2004
Date of Deposit

RECEIVED

G. Peter Nichols, Reg. No. 34,401
Name of Applicant, Assignee or
Registered Representative

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TECH CENTER 1600/2900

Signature

April 2, 2004

Date of Signature

Our Case No.: 3086/1435 (NP 4070)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Haeri Roh-Schmidt et al.

Serial No.: 10/700,222

Filing Date: November 3, 2003

CHOLESTEROL

For: METHOD OF REDUCING

Examiner: Not yet assigned

Group Art Unit No.: 1623

FIRST SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents Alexandria, VA 22313-1450

Dear Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this First Supplemental Information Disclosure Statement be entered and the documents listed below and on the attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the relevant listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner. Pursuant to the

waiver of the rules change effective June 30, 2003, Information Disclosure Statements may be filed without copies of U.S. patents and U.S. published applications for applications filed after June 30, 2003, (see 37 CFR 1.98 (a) (2) (i)). Copies of U.S. patent documents are not required and therefore are not being submitted herewith inasmuch as the captioned application was filed in the USPTO after June 30, 2003.

Pursuant to the undersigned attorney's obligation and duties under 37 C.F.R. §§ 1.56 and 1.98(a)(3) and (c), an English language abstract for Japanese Patent No. 10-36260 A2, which is not in English, is included for the express purpose of providing a concise explanation of the references to the Patent and Trademark Office with the opportunity to evaluate the same.

The references now cited are the following:

U.S. Patent Documents

DOCUMENT NUMBER Number-Kind Code (if known)	DATE	PATENTEE
4,315,036	02/1982	Husaini et al.
5,198,259	03/1993	Hoogstad
5,532,012	07/1996	Balentine et al.
5,804,567	09/1998	Cheng et al.
6,096,359	08/2000	Bombardelli et al.
6,214,868 B1	04/2001	Ahn et al.
6,261,565 B1	07/2001	Empie et al.
6,391,308 B1	05/2002	Empie et al.

Foreign Patent Documents

DOCUMENT NUMBER Number-Kind Code (if known)	DATE	COUNTRY
EP 0 891 973 B1	10/2001	Europe
WO 01/93886 A1	12/2001	WIPO
WO 03/045328 A2	06/2003	WIPO

Other Art Documents

OTHER ART – NON PATENT LITERATURE DOCUMENTS

(Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.

Entrez - PubMed Abstract of: Muramatsu et al, "Effect of green tea catechins on plasma cholesterol level in cholesterol-fed rats", J. Nutr Sci Vitaminol (Tokyo), December 1986, 32(6), pp. 613-22, obtained at the internet address

">, http://www.ncbi.nlm.nih.gov/entrez/query.fcgi?cmd=Retrieve&db=PubMed&list_uids=3585557&do...>">, October 1, 2002.

lkeda et al., "Tea catechins decrease micellar solubility and intestinal absorption of cholesterol in rats", Biochemica et Biophysica Acta, 1127 (1992) pp. 141-146.

In accordance with 37 C.F.R. § 1.97(g),(h), this First Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

This First Supplemental Information Disclosure Statement is being filed prior to the receipt of the first Official Action reflecting an examination on the merits and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with filing of this First Supplemental Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these material, the Commissioner is hereby authorized to deduct said fees from Brinks Hofer Gilson & Lione Deposit Account No. 23-1925. A duplicate copy of this document is enclosed.

Applicant(s) respectfully request that the listed documents be made of record in the present case.

G. Peter Nichols

Registration No. 34,401

Attorney for Applicant(s)

BRINKS HOFER GILSON & LIONE P.O. Box 10395 Chicago, IL 60610 (312) 321-4200



FORM PTO-1449	SERIAL NO.	CASE NO.
Thair s	10/700,222	3086/1435
LIST OF PATENTS AND PUBLICATIONS FOR	FILING DATE	GROUP ART UNIT
APPLICANT'S INFORMATION DISCLOSURE	November 3, 2003	1623
STATEMENT		
(use several sheets if necessary)	APPLICANT(S): Haeri Roh-Schi	nidt et al.

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U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER Number-Kind Code (if known)	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
	B1	4,315,036	02/1982	Husaini et al.		
	B2	5,198,259	03/1993	Hoogstad		
	B3	5,532,012	07/1996	Balentine et al.		
	B4	5,804,567	09/1998	Cheng et al.	RE	(C)
	B5	6,096,359	08/2000	Bombardelli et al.		CIVE
	B6	6,214,868 B1	04/2001	Ahn et al.	APD	
	B7	6,261,565 B1	07/2001	Empie et al.	- 4	15 2004
	B8	6,391,308 B1	05/2002	Empie et al.	TECH CENT	ZUU4
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FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER Number-Kind Code (if known)	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES OR NO
	B9	EP 0 891 973 B1	10/2001	Europe		
	B10	WO 01/93886 A1	12/2001	WIPO		
	B11	WO 03/045328 A2	06/2003	WIPO		

EXAMINER INITIAL	(Ir sym	OTHER ART - NON PATENT LITERATURE DOCUMENTS (Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.					
	B12	Entrez – PubMed Abstract of: Muramatsu et al, "Effect of green tea catechins on plasma cholesterol level in cholesterol-fed rats", <i>J. Nutr Sci Vitaminol</i> (Tokyo), December 1986, 32(6), pp. 613-22, obtained at the internet address http://www.ncbi.nlm.nih.gov/entrez/query.fcgi?cmd=Retrieve&db=PubMed&list_uids=3585557 &do>, October 1, 2002.					
	B13	Ikeda et al., "Tea catechins decrease micellar solubility and intestinal absorption of cholesterol in rats", <i>Biochemica et Biophysica Acta</i> , 1127 (1992) pp. 141-146.					

EXAMINER	·.	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.